

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

IN RE: Jerry A. McKinney
Kathy J. McKinney

Debtors

Jerry A. McKinney
Kathy J. McKinney

Movants

M&T Bank
Rhonda Winnecour, Chapter 13 Trustee
Respondents

CHAPTER 13

BKY. NO. 19-70386 JAD

Hearing Date: 12/9/2020 @ 11am

Document Nos: 82, 126

CONSENT ORDER WITHDRAWING
MOTION TO COMPEL

WHEREAS on April 20, 2020, Jerry A. McKinney and Kathy J. McKinney (hereinafter “Debtors”) filed a motion to compel M&T Bank to endorse an insurance check issued as the result of damage to real property located at 276 Ida Street, Houtzdale, PA; and

WHEREAS M&T Bank has issued three checks to Debtors totaling \$4,612.11 as follows:

- (a) 10/30/2020 in the amount of \$1,153.03 (Check# 204505009);
- (b) 11/5/2020 in the amount of \$3,446.97 (Check# 204512320); and
- (c) 11/17/2020 in the amount of \$12.11 (Check# 204524619)

WHEREAS M&T Bank has tendered all of the insurance proceeds it was holding to the Debtors; and

WHEREAS the only thing remaining for the Debtors to do is schedule a final inspection of the property once the repairs are complete;

WHEREAS the parties have amicably resolved the issue before the Court;

IT IS on this _____ day of _____ 2020 ORDERED as follows:

- (1) The motion to compel is hereby withdrawn; and

(2) The hearing scheduled for December 9, 2020 is canceled.

/s/Brian C. Nicholas, Esquire

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BY THE COURT,

Honorable Jeffery A. Deller
United States Bankruptcy Court